



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)

(Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

Agency: Department of Social and Health Services, Medicaid Purchasing Administration

Subject of possible rule making:

WAC 388-505-0210, Apple Health for Kids and Other Children's Medical Assistance Programs

WAC 388-542-0011, Order of Payments Under the Premium-based Apple Health for Kids Program as Funded by Title XXI of the Social Security Act (This is a new WAC section that will be proposed)

And other possible WAC sections related to legislative changes that may occur during the course of this rule-making process.

Statutes authorizing the agency to adopt rules on this subject: RCW 74.04.050, 74.04.057, 74.08.090, and 74.09.500; Patient Protection and Affordable Care Act (PPACA); §2102(b)(1)(A) of the Social Security Act; and Public Law 111-3 (Children's Health Insurance Program Reauthorization Act of 2009)

Reasons why rules on this subject may be needed and what they might accomplish:

Eliminating the Social Security Number requirement for premium-based Apple Health for Kids medical coverage is necessary to comply with federal "maintenance of effort" requirements under PPACA; adding description of lawfully present aliens to comply with CHIPRA; and creating new WAC section identifying the order of Title XXI payments under the premium-based Apple Health for Kids program.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies: None

Process for developing new rule (check all that apply):

☐ Negotiated rule making

☐ Pilot rule making

☐ Agency study

☒ Other (describe)

DSHS welcomes the public to take part in developing the rules. Anyone interested should contact the staff person identified below. At a later date, DSHS will file a proposal with the Office of the Code Reviser with a notice of proposed rule making. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.) Contact:

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DATE

April 15, 2011

NAME (TYPE OR PRINT)

Katherine Vasquez

SIGNATURE

TITLE

DSHS Rules Coordinator

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STATE OF WASHINGTON
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